



201 E. Fourth St.
P.O. Box 2301
Cincinnati, Ohio 45201-2301

January 10, 2005

RECEIVED

JAN 10 2005

PUBLIC SERVICE
COMMISSION

Ms. Beth O'Donnell
Executive Director
Kentucky Public Service Commission
211 Sower Boulevard
P.O. Box 615
Frankfort, KY 40602-0615

RE: In the Matter of Cincinnati Bell Telephone Company's Petition for the
Commission to Review a Decision of the Pooling Administrator Relative
to a Request for Numbering Resources in the 859 Area Code
Case No. 2005-00002

Dear Ms. O'Donnell:

Enclosed are an original and 10 copies of Cincinnati Bell Telephone Company's Petition for the Commission to Review a Decision of the Pooling Administrator Relative to a Request for Numbering Resources in the 859 Area Code. A duplicate original copy of this letter is enclosed; please date stamp this copy as acknowledgement of its receipt and return it in the enclosed, self-addressed envelope. Questions regarding this filing may be directed to me at the above address or by telephone at (513) 397-6671.

Sincerely,

A handwritten signature in cursive script that reads "Patricia L. Rupich".

Patricia L. Rupich

Enclosures

RECEIVED

JAN 10 2005

PUBLIC SERVICE
COMMISSION

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

Cincinnati Bell Telephone Company's)	
Petition for the Commission to)	
Review a Decision of the Pooling)	
Administrator Relative to a Request for)	Case No. 2005-00002
Numbering Resources in the 859 Area)	
Code)	

**PETITION OF CINCINNATI BELL TELEPHONE COMPANY
FOR REVIEW OF A DECISION OF THE POOLING ADMINISTRATOR**

Cincinnati Bell Telephone Company ("CBT") hereby requests that the Commission review and overturn a decision of the number Pooling Administrator ("PA") which denied a CBT request for numbering resources. On January 6, 2005, CBT filed a request with the PA for an entire NXX block to meet a specific customer request that it was unable to satisfy with its existing numbering resources. The PA denied CBT's request on the grounds that CBT has not satisfied the months-to-exhaust ("MTE") criteria established in the Central Office Code Assignment Guidelines. Under the federal numbering rules, a state commission may overturn the PA's decision based on its determination that the carrier has demonstrated a verifiable need for the numbering resources and has exhausted all other available remedies.¹ For the reasons set forth below, CBT submits that the Commission is justified in overturning the PA's decision and granting CBT's request for a growth NXX code.

¹ 47 CFR 52.15(g)(4)

In its Third Report and Order in the Numbering Resource Optimization proceeding, the Federal Communications Commission (“FCC”) found that “a carrier should be able to get additional numbering resources when there is a verifiable need due to the carrier’s inability to satisfy a specific customer request.”² It also clarified that states may grant requests by carriers in such circumstances, as long as the request is for a customer seeking contiguous blocks of numbers and not vanity numbers.³ Therefore, this Commission has the authority to overturn the PA’s decisions under the appropriate circumstances.

In the immediate case, CBT has a request from the St. Elizabeth Medical Center for 10,000 contiguous numbers for use in a new PBX system that it is installing in the Covington rate center within the 859 area code. As explained in the attached letter from the customer (see Attachment A), St. Elizabeth has exhausted most of the numbers used in its existing system and is installing a new system to accommodate its rapidly expanding needs. Moreover, for the new system to enable 5-digit dialing in-house, the customer needs an NXX that ends in 3, 7, or 1 in order to prevent interference with numbers already in use in its current system.

Because CBT has no unopened NXXs in the Covington rate center, CBT is unable to meet St. Elizabeth’s needs without additional numbering resources. When CBT submitted a request to the PA for an NXX to meet the customer’s needs, however, the request was denied because CBT’s 23.92 MTE in the Covington rate center exceeds the 6-month or less MTE criteria established in the Central Office Code Assignment

² Numbering Resource Optimization, *Third Report and Order and Second Order on Reconsideration in CC Docket No. 96-98 and CC Docket No. 99-200*, FCC 01-362, (rel. Dec. 28, 2001) (“Third Report and Order”) at ¶ 64.

³ *Id.*

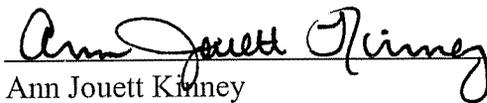
Guidelines. As a result, CBT will be unable to serve this customer without a directive from this Commission for the PA to release the numbering resources required to meet St. Elizabeth's needs.⁴

To assist in the Commission's review of this petition, a copy of CBT's request to the PA, which includes the MTE and Utilization Certification Worksheet with the Pooling Administration System's response, is attached (see Attachment B). Although the PA's response indicates that CBT does not satisfy the MTE criteria for the rate center, CBT notes that its utilization level of 81.712% is well above the 75% required under the FCC's rules for carriers requesting growth numbering resources.

⁴ If, for any reason, the customer would not proceed with this project, CBT will return the numbers to the number administrator.

CBT has demonstrated above a verifiable need for additional numbering resources due to its inability to satisfy a specific customer's needs and there are no other available remedies. For this reason, CBT requests that the Commission overturn the PA's decision and direct the PA to grant CBT's request for an NXX to satisfy the needs of its customer. In addition, CBT requests that the Commission expedite its consideration of this request so that the customer can move forward with the installation of its new system.⁵

Respectfully submitted,



Ann Jouett Kinney
Cincinnati Bell Telephone Company
201 East Fourth Street, Room 102-890
Cincinnati, Ohio 45202
(513) 397-7260

Attorney for Cincinnati Bell Telephone
Company

⁵ As indicated in the customer's letter (Attachment A), it cannot move forward on this project until it knows what NXX code it will be assigned. The FCC has directed states to act on safety valve requests as expeditiously as possible and has stated that it believes that in most instances, 10 business days from receipt of a request should be sufficient time to review and act upon a sufficiently detailed safety valve request. Third Report and Order at ¶ 66.

ATTACHMENT A



December 22, 2004

Vickie Kraemer
Network Consultant
Cincinnati Bell
201 E. 4th Street, 102-1136
Cincinnati, OH 45201

Dear Vickie:

SEMC has almost exhausted the numbers used for its numbering plan. This has forced us to move forward to 5-digit dialing. In order to make this work we will need to purchase a block of 10,000 DID numbers to use now and in the future years for SEMC. The new prefix would need to end with the number 3, 7, or 1. The 3 or 7 would be the most preferable.

I have attached a document outlining the current numbers in the system. If you will notice we have numbers that will begin with everything except 0, 9, 1, 3, and 7. The digit 0 is used for operator calls within the network. The 9 is used for LCR/ARS, this leaves us with the possibility of 1, 3, and 7.

At this time we cannot move forward on this project because the last number of the "new" prefix will then determine what number can be used and inserted in front of our existing 4-digit extensions for in-house dialing.

When you take on a project of this magnitude we must plan the future growth that will be needed for the Medical Center. We are dependent on CBT to assist with this part of the project. The Administrative staff, Len Puthoff, Vice President of General Services, is in support of this total project to serve us presently and in the future.

St. Elizabeth Medical Center's three main facilities, the North Unit in Covington, the South Unit in Edgewood, and the Grant County facility in Williamstown, are full service hospitals, each offering inpatient care, 24-hour emergency departments and a full range of diagnostic and treatment services. Many outpatient services are also available at a fourth facility, the St. Elizabeth Diagnostic Center in Union, Kentucky. In addition, a number of specialized hospital services are provided off-site, including a Sports Medicine facility, Cardiac/Pulmonary Rehab Center, an employer-sponsored childcare center, an outpatient surgery center, the Family Practice Center, and more. Further, St. Elizabeth's affiliated physicians practicing as Summit Medical Group, have numerous offices in varied Northern Kentucky locations, several of these sharing St. Elizabeth's telephone system.

www.stelizabeth.com

North Unit
401 E. 20th Street
Covington, Kentucky 41014
(859) 292-4000

South Unit
1 Medical Village Drive
Edgewood, Kentucky 41017
(859) 344-2000

Grant County
238 Barnes Road
Williamstown, Kentucky 41097
(859) 824-8240

Some services, recent growth, and future plans for St. Elizabeth facilities are detailed here:

The North Unit in Covington has a kidney dialysis program, a sleep disorders center, a skilled/extended care nursing unit (Bishop Hughes Pavilion), a hospice program, home care agency and wound care center. Physician offices located in the building provide convenient access to outpatient testing and services for patients. Many business operations for St. Elizabeth are headquartered at the North Unit, making St. Elizabeth Covington's fourth largest employer. Multi-million dollar renovation projects have kept the 90-year-old facility updated, and, with a strong demand for emergency and outpatient services, the North Unit remains a key facility in providing clinical services to the community, as well as space for support services such as finance, staff education, central scheduling, and other office functions. In order to implement plans for the facility, capital investment ranging from \$3 to \$5.5 million is projected over the next 3-4 years.

The South Unit in Edgewood, already St. Elizabeth's largest facility, is currently undergoing a major expansion to meet the growing need for health services into the future. A 300,000 square foot addition has begun opening in phases as the work is completed. The project includes an expansion and new entrance to the Emergency Department, which increased the size of the ED by 40%. A 24-bed ICU and a 36-bed medical/surgical unit are ready to open in the new 8-story patient tower, and additional inpatient nursing floors and services will open in 2005, along with remodeling and expansion of cardiology, surgery, radiology, and observation beds. Plans call for a new hospice inpatient unit to move to or near the South Unit campus in the foreseeable future.

St. Elizabeth South operates one of the largest and most highly recognized cardiac surgery programs in Greater Cincinnati, performing over 750 open heart surgeries a year. A comprehensive diagnostic and therapeutic cardiology department and Cardiac Health Center provide a complete program for heart health. Other specialty areas on the Edgewood campus include the Cancer Care Center, Behavioral Health Center, Business Health Center, pulmonary rehab, diabetes management and holistic health. Women's health services include a state-of-the-art birthing facility delivering 3,000 babies each year, a Women's Wellness Center, and a newer Women's Outpatient Surgery Center. A comprehensive Breast Health Center has just opened at the South Unit, integrating all the services for the prevention, diagnosis and support of women dealing with breast cancer into one central location. St. E South's surgery program is among the busiest in Greater Cincinnati and now includes a new SurgiCenter, a freestanding facility which opened in 2004 providing convenience and quality for outpatient surgical procedures, adding six more OR's and 20,000 sq.ft. in physician office space. The St. Elizabeth Family Practice Residency Program, located near the hospital in a recently expanded facility, has trained the majority of our area's family practice specialists.

Vickie Kraemer
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December 22, 2004

Since opening 25 years ago, St. Elizabeth South has more than doubled in size, growing from an original 273,500 sq.ft. to approximately 662,000 sq.ft. (excluding the adjacent Doctors Building and parking garage). The current expansion of the 8-story D-Wing Patient Tower is adding another 300,000 sq.ft (more than matching the size of the original hospital!), for an overall total of 962,000 square feet.

St. Elizabeth Grant County in Williamstown, which joined the St. E system in 1991, was originally founded as Grant County hospital. This facility has experienced exponential growth in services and offers inpatient care, 24-hour emergency care, and a comprehensive array of outpatient services including radiology, medical laboratory, diagnostic cardiology and physical therapy. In 2004 the hospital's laboratory and imaging department was expanded, and TCU capabilities were added to inpatient service. More than two dozen physician specialists hold weekly office hours in the Grant Co. Outpatient Specialty Clinic. St. Elizabeth Grant County is well positioned to serve the healthcare needs of the growing community located less than a minute's drive off Interstate 75 from the Barnes Road exit.

Since quality studies about hospital performance first became available to the public a few years ago, the outstanding performance of St. Elizabeth has been nationally recognized repeatedly, with the medical center's heart surgery program topping many lists by respected healthcare organizations including HealthGrades, Solucient, Anthem and Premier. Healthgrades named St. Elizabeth a Distinguished Hospital for Clinical Excellence in 2003 and 2004, placing it among the top 3.5% of hospitals in the nation for overall clinical performance. In 2004, U.S. News & World Report listed St. Elizabeth as one of the best hospitals in the nation for neurology, neurosurgery, and respiratory disorders. St. Elizabeth has also been distinguished as one of the nation's best work environments for nursing in an extensive study by the Advisory Board, choosing only five institutions as 'Destination Nursing' hospitals.

St. Elizabeth Medical Center continues its growth and commitment to a mission of care. Today, in addition to treating approximately 24,000 inpatients, 275,000 outpatients and 110,000-plus emergency patients each year, the medical center is one of the largest private employers in Northern Kentucky, with 3,400 employees. The hospital's medical staff consists of nearly 750 physicians in virtually every specialty and subspecialty in medicine. An affiliated physician group, Summit Medical Group, is made up of family practice, internal medicine and pediatric physicians practicing in 21 varied Northern Kentucky locations. The hospital's Strategic Facility Plan calls for additional locations in the next three to four years.

St. Elizabeth is fully accredited by the Joint Commission on Accreditation of Healthcare Organizations (JCAHO) and many other accrediting agencies. Sponsored by the Catholic Diocese of Covington, the medical center is committed to a mission of healing and outreach, providing over \$24 million in uncompensated care and benefits to the community annually.

Vickie Kraemer
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December 22, 2004

Please feel free to contact me at any time if more information is needed. My office number is (859) 344-2202.

Sincerely,

A handwritten signature in cursive script that reads "Glenda Harned". The signature is written in black ink and is positioned below the word "Sincerely,".

Glenda Harned
Director
Telephone Services

cc: Len Puthoff

Attachment

St Elizabeth's Hospital 5-Digit Telephone Extension Conversion Chart

Locate your old 4-digit extension "block" under an "Old Extension" column. The new 5-digit extension will be displayed to the right in the "New Extension" column.

All new extensions will begin with a "1" with the exception of extensions that have **Direct-In Dial (DID)** capability. DID extensions can be dialed from outside of St Elizabeth's without first being routed by the Operator. For extensions with DID capability, please note that the new 5-digit extension begins with the **last** digit of the DID prefix (displayed in the "DID Prefix" column).

DID Prefix	Old Extension	New Extension	DID Prefix	Old Extension	New Extension	DID Prefix	Old Extension	New Extension
0	00XX	00XX						
	0100-0199	n/a	344	2800-2899	12800-12899	426	6000-6099	66000-66099
	0200-0299	n/a		2900-2999	42900-42999	426	6100-6199	66100-66199
	0300-0399	n/a		3000-3099	13000-13099	426	6200-6299	66200-66299
	0400-0499	n/a		3100-3199	13100-13199	426	6300-6399	66300-66399
	0500-0599	n/a		3200-3299	13200-13299	426	6400-6499	66400-66499
	0600-0699	n/a		3300-3399	13300-13399	426	6500-6599	66500-66599
	0700-0719	n/a		3400-3499	13400-13499	426	6600-6699	66600-66699
	0720-0739	n/a		3500-3599	13500-13599	426	6700-6799	66700-66799
	0740-0749	n/a		3600-3699	13600-13699	426	6800-6899	66800-66899
	0750-0789	n/a	344	3700-3799	13700-13799	426	6900-6999	66900-66999
	0790-0799	n/a	344	3800-3899	43800-43899	578	7030-7089	87030-87089
	0800-0899	n/a	292	3900-3999	43900-43999		7110-7199	17110-17199
	0900-0999	n/a	292	4000-4099	24000-24099		7210-7249	17210-17249
			292	4100-4199	24100-24199	578	7260-7279	87260-87279
815	1000-1099	51000-51099	292	4200-4299	24200-24299		7280-7299	17200-17299
	1100-1199	11100-11199	292	4300-4399	24300-24399		7301-7359	17301-17359
	1200-1299	11200-11299	292	4400-4499	24400-24499	344	7360-7379	47360-47379
815	1300-1399	51300-51399	292	4500-4599	24500-24599		7380-7399	17380-17399
	1400-1499	11400-11499	292	4600-4699	24600-24699		7400-7499	17400-17499
392	1500-1599	21500-21599	292	4700-4799	24700-24799		7500-7599	17500-17599
	1600-1699	11600-11699	292	4800-4899	24800-24899		7600-7699	17600-17699
	1700-1799	11700-11799	292	4900-4999	24900-24999	644	7700-7799	17700-17799
	1800-1899	11800-18999	578	5000-5099	85000-85099	578	7800-7859	87800-87859
	1900-1999	11900-11999	578	5100-5199	85100-85199		7860-7899	n/a
344	2000-2099	42000-42099	578	5200-5299	85200-85299		7900-7999	17900-17999
344	2100-2199	42100-42199	578	5300-5399	85300-85399	824	8000-8099	48000-48099
344	2200-2299	42200-42299	344	5400-5499	45400-45499	824	8100-8199	48100-48199
344	2300-2399	42300-42399	344	5500-5599	45500-45599	824	8200-8299	48200-48299
344	2400-2499	42400-42499	578	5600-5699	85600-85699		8300-8399	n/a
344	2500-2599	42500-42599	578	5700-5799	85700-85799	824	8400-8499	48400-48499
344	2600-2699	42600-42699	578	5800-5899	85800-85899		8500-8599	18500-18599
	2700-2799	12700-12799	578	5900-5999	85900-85999		8600-8699	18600-18699
							8700-8799	18700-18799
							8800-8899	18800-18899
							8900-8999	18900-18999
						359	9000-9900	Reserved

ATTACHMENT B

Pooling Administration System

vicky.gentry@cinbell.com (SP)

Sign Out

Request Resources

State	KENTUCKY
NPA	859
Rate Center	COVINGTON
OCN	9348-CINCINNATI BELL
Type of Application	Application for a full NXX for a Dedicated Customer



NOTE:

If you are selecting a Rate Center that is moving to a new NPA due to a split, PAS will automatically migrate the request to the new NPA once the mandatory dialing date occurs.

Pooling Administration System

 vicky.gentry@cinbell.com (SP)

[Sign Out](#)

Request Full NXX (Dedicated Customer)

Do you already have a block/code in this rate center? <input checked="" type="radio"/> Yes <input type="radio"/> No
Will all blocks be activated on the same switch? <input checked="" type="radio"/> Yes <input type="radio"/> No


Pooling Administration System

 vicky.gentry@cinbell.com (SP)

Sign Out

Months to Exhaust and Utilization Certification Worksheet - TN Level

Date **Thursday, January 6, 2005**

OCN **9348**

Company Name **CINCINNATI BELL, INC.**

Rate Center **COVINGTON**

List all Codes NPA(s)-NXXs and Blocks NPA(s)-NXX-X(s)

859-261,291,292,331,341,342,344,386,392,426,431,441,442,491,572,578,581,655-0,1,2,3,4,6,7,8 & 9, 669-1,2,3,4,5,7 & 8, 727,781, 815-1,2,3,4,5,6 & 7, 905-1,2,4,5 & 6

Name of Block Applicant **Mrs Vicky L Gentry**

Title **Technical Clerk-3**

Telephone Number **(513) 566-3174**

Fax Number **(513) 381-0032**

E-Mail **vicky.gentry@cinbell.com**

A. Available Numbers *

B. Assigned Numbers *

C. Total Numbering Resources *

D. Quantity of numbers activated in the past 90 days and excluded from the Utilization calculation *

List excluded Code(s) or Block(s)

E. Growth History - Previous 6 months² *

Month 1	<input style="width: 80%;" type="text" value="0"/>	Month 2	<input style="width: 80%;" type="text" value="0"/>
Month 3	<input style="width: 80%;" type="text" value="0"/>	Month 4	<input style="width: 80%;" type="text" value="0"/>
Month 5	<input style="width: 80%;" type="text" value="0"/>	Month 6	<input style="width: 80%;" type="text" value="0"/>

F. Forecast - Next 12 months^{3*}

Month 1	10000	Month 2	0
Month 3	0	Month 4	0
Month 5	0	Month 6	0
Month 7	0	Month 8	0
Month 9	0	Month 10	0
Month 11	0	Month 12	0

G. Average Monthly Forecast (Sum of months # 1-6 (Part F above) divided by 6) **1666.667**

H. Months to Exhaust⁴ (Numbers Available for Assignment to customers (A) / Average Monthly Forecast (G))

Block Requested	A. Available Numbers	H. Months to Exhaust
1	39867	23.920

I. Utilization⁵(Assigned Numbers (B)) / (Total Numbering Resources (C) - Excluded Numbers (D)) * 100 **81.712**

Explanation

Customer needs a whole NXX that ends in 1, 3 or 7 and we do not have that available.

1. A copy of this worksheet is required to be submitted to the Pooling Administrator when requesting additional numbering resources in a rate center. For auditing purposes, the applicant must retain a copy of this document.
2. Net change in TNs no longer available for assignment in each previous month, starting with the most distant month as Month #1, and Month #6 as the current month.
3. Forecast of TNs needed in each following month, starting with the most recent month as Month #1.
4. To be assigned an additional thousands-block (NXX-X) for growth, "Months to Exhaust" must be less than or equal to 6 months. (FCC 00-104, § 52.15 (g)(3)(iii)).
5. Newly acquired numbers may be excluded from the Utilization calculation (FCC 00104, section 52.15 (g)(3)(ii))



Pooling Administration System

vicky.gentry@cinbell.com (SP)

Sign Out

Months to Exhaust and Utilization Certification Worksheet - TN Level (Continued)

Based on the information provided, you will not exhaust all blocks in the requested NXX in 6 months.

Select One Option and Submit

- Return to the Months To Exhaust Form
- Discard all the information provided for the request and start with a fresh Part 1A
- State Waiver Option



INDIANA FILING

- All Ohio tariff pages need to be filed in Indiana
- All tariff sheets should be filed quarterly in Indiana.
- Filing tariff pages include all promotional tariffs filed in Ohio
- DO not file Out of Territory pages in Indiana
- Do not file CBAD, that is Broadwing tariff pages because Indiana are resellers and resellers do not have CBAD tariff pages

CHANGE THE TARIFF PAGES FROM OHIO TO INDIANA TARIFF PAGES

General Exchange Tariff PUCO No. 8 to IURC T-4
Exchange Rate Tariff PUCO No. 3 to IURC T-3

- Strike through the Case No. and the dates after the case number.
- The letter should include the dates of the filings listed example, May 1, 2002 through October 31, 2002.

The quarters are listed as:

First quarter: Jan Feb Mar filing as of March 31, file Apr 1
Second quarter: Apr May Jun filing as of Jun 30, file Jul 1
Third quarter: Jul Aug Sep filing as of Sep 30, file Oct 1
Fourth quarter: Oct Nov Dec filing as of Dec 31, file Jan 1, 2003

USING THIS METHOD (to date for the Indiana quarterly filing), WE WILL CATCH UP ON THE OHIO FILINGS THAT NEED TO BE FILED IN INDIANA as of September 30, 2002 to be filed by October 1, 2002

- The last complete filing was as of April 30, 2002, it was filed May, 2002.
- This filing will be May 1, 2002 through September 30, 2002
- In order to catch up the filings these steps must be taken:
 - Using the actual tariff pages from the tab books, effective dates after April 30, 2002 to make the quarterly Indiana Filing up to September 30, 2002.
 - Locate all the pages needed for the filing and put them into a separate file marked Indiana - Quarterly Filing October 1, 2002
 - To find the tariff pages, use the tab books and pull the pages from the main database
 - Save pages in special file, make the changes on top of each page of the GFT and the ERT, that is T-3 and T-4
 - Make the changes on the bottom of each page by crossing out the Ohio case number. (see current Indiana filing)
- Make 4 copies, a copy of the quarterly filing for our records, send original and a copy to Indiana, one copy to Timothy Seat.